

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

CSI Investment Partners II, L.P., CIS Acquisition  
Partners, L.P., Canterbury Mezzanine Capital, L.P.,  
David C. Thompson, M. Gerard Keehan, Vineet  
Pruthi, Donald J. Shea, James M. Rothe, Michael  
Cossel, John J. Adams, Robert E. Richardson, Marilyn  
Schwartz, and Charles Caudle,

Plaintiffs, 00 Civ. 01422 (DAB)

- against -

**ORDER DISCHARGING**  
**SUPERSEDEAS BOND NO. 6519618**

Cendant Corporation, Henry Silverman, Samuel  
Katz, and Cosmo Corigliano,

Defendants.

-----X  
Cendant Corporation,

Counterclaim-Plaintiff,

- against -

CSI Investment Partners II, L.P., CIS Acquisition  
Partners, L.P., Canterbury Mezzanine Capital, L.P.,  
David C. Thompson, M. Gerard Keehan, Vineet  
Pruthi, Donald J. Shea, James M. Rothe, Michael  
Cossel, John J. Adams, Robert E. Richardson, Marilyn  
Schwartz, and Charles Caudle,

Counterclaim-Defendants,

-and-

Tonya Carmichael, Lincolnshire Equity, Inc., Lincoln-  
shire Management, Inc., Steve Kumble, and Thomas J.  
Maloney,

Additional Counterclaim-Defendants.

-----X

WHEREAS, a judgment was entered in the above action on the 16th day of May, 2008 in favor of Plaintiffs CSI Investment Partners II, L.P., CIS Acquisition Partners, L.P., Canterbury Mezzanine Capital, L.P., David C. Thompson, M. Gerard Keehan, Vineet Pruthi, Donald J. Shea, James M. Rothe, Michael Cossel, John J. Adams, Robert E. Richardson, Marilyn Schwartz, and Charles Caudle, and against Defendant Cendant Corporation in the amount of \$97,847,513.29 plus (i) interest from the 16th day of May, 2008, and (ii) attorneys' fees according to the Court's September 7, 2007 Decision and Order;

WHEREAS, Realogy Corporation ("Realogy"), as Principal, and Safeco Insurance Company of America ("Safeco"), as Surety, with an office and usual place of business at Safeco Plaza, 1001 4th Avenue, Suite 1700, Seattle, Washington 98185, filed a bond no. 6519618 in the amount of \$67,881,712.34 (the "Realogy Bond") during the pendency of appeal of the judgment;

WHEREAS, the appeal having been concluded and the parties having agreed that \$62,101,767.60 due under the judgment has been paid, including post-judgment interest through July 23, 2009; and

WHEREAS, the parties have executed and filed a Partial Satisfaction of Judgment;

NOW, THEREFORE, IT IS HEREBY ORDERED that, subject to and in accordance with the Realogy Stipulation and Order dated July 21, 2009, (i) the Realogy Bond (Docket No. 233) be and hereby is discharged and released, and (ii) Realogy and its respective parents, affiliates, and subsidiaries are hereby released from any and all past, present, and future liability under said bond, and the Clerk of the Court is directed either to return the bond to Defendants' counsel forthwith or to stamp the bond as "CANCELLED." This Order shall in no

way affect or discharge Plaintiffs' claim for attorneys' fees pursuant to this Court's September 7, 2007 decision and order.

Dated: New York, New York  
July \_\_, 2009

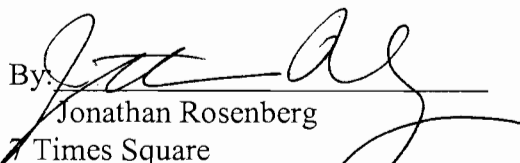
\_\_\_\_\_  
Hon. Deborah A. Batts  
United States District Judge

We consent to the entry of the foregoing Order without further notice.

O'SHEA PARTNERS LLP

O'MELVENY & MYERS LLP

By: \_\_\_\_\_  
Sean F. O'Shea  
521 Fifth Avenue, 25th Floor  
New York, New York 10175  
Tel: (212) 682-4426  
Fax: (212) 682-4437  
[soshea@osheapartners.com](mailto:soshea@osheapartners.com)

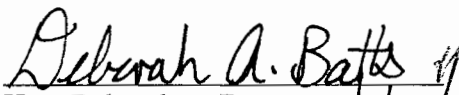
By:  \_\_\_\_\_  
Jonathan Rosenberg  
7 Times Square  
New York, New York 10036  
Tel: (212) 326-2000  
Fax: (212) 326-2061  
[jrosenberg@omm.com](mailto:jrosenberg@omm.com)

*Attorneys for Plaintiffs CSI Investment Partners II, L.P., CIS Acquisition Partners, L.P., Canterbury Mezzanine Capital, L.P., David C. Thompson, M. Gerard Keehan, Vineet Pruthi, Donald J. Shea, James M. Rothe, Michael Cossel, John J. Adams, Robert E. Richardson, Marilyn Schwartz, and Charles Caudle*

*Attorneys for Defendants Cendant Corporation, Henry Silverman, and Samuel Katz*

way affect or discharge Plaintiffs' claim for attorneys' fees pursuant to this Court's September 7, 2007 decision and order.

Dated: New York, New York  
July \_\_, 2009

  
Hon. Deborah A. Batts  
United States District Judge 8/3/09

We consent to the entry of the foregoing Order without further notice.

O'SHEA PARTNERS LLP

By: 

Sean F. O'Shea  
521 Fifth Avenue, 25th Floor  
New York, New York 10175  
Tel: (212) 682-4426  
Fax: (212) 682-4437  
[soshea@osheapartners.com](mailto:soshea@osheapartners.com)

*Attorneys for Plaintiffs CSI Investment Partners II, L.P., CIS Acquisition Partners, L.P., Canterbury Mezzanine Capital, L.P., David C. Thompson, M. Gerard Keehan, Vineet Pruthi, Donald J. Shea, James M. Rothe, Michael Cossel, John J. Adams, Robert E. Richardson, Marilyn Schwartz, and Charles Caudle*

O'MELVENY & MYERS LLP

By: 

Jonathan Rosenberg  
7 Times Square  
New York, New York 10036  
Tel: (212) 326-2000  
Fax: (212) 326-2061  
[jrosenberg@omm.com](mailto:jrosenberg@omm.com)

*Attorneys for Defendants Cendant Corporation, Henry Silverman, and Samuel Katz*